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INTELLECTUAL PROPERTY

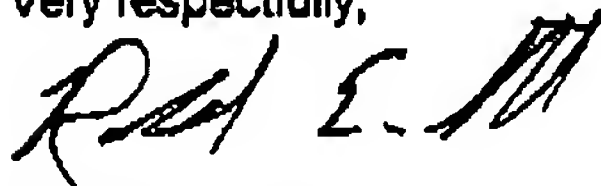
To:	U.S. Patent & Trademark Office	From:	Ronald E. Smith
Attn:	Mark Spisich – Art Unit 1744	Client:	1051.10
Fax:	(571) 273-8300	Pages:	12 including coversheet
Phone:	(571) 272-1778	Date:	August 24, 2006
Re:	USPN 10/708,266	CC:	Mark E. Kirby

Dear Examiner Spisich:

In response to the non-final office action mailed June 27, 2006, we enclose the following:

- 1) Amendment Transmittal with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated August 24, 2006 (2 pages); and
- 2) Amendment B with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated August 24, 2006 (9 pages).

Very respectfully,

Ronald E. Smith
USPTO Reg. No. 28,761

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002/012

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/708,266 Confirmation No.: 2265
Applicant: : Mark E. Kirby
Filed: : 02/20/2004
Art Unit : 1744
Examiner : Mark Spisich

Docket No. : 1051.10
Customer No. : 21,901
For : Grout Cleaning Sponge

Transmitted to Central Fax at (571) 273-8300
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is an independent inventor.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

CERTIFICATE OF FACSIMILE TRANSMISSION

(37 C.F.R. 1.8 (a))

I HEREBY CERTIFY that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office, Art Unit 1744, Attn: Mark Spisich, (571) 273-8300 on August 24, 2006.

Dated: August 24, 2006


Deborah Preza

(Amendment Transmittal—page 1)

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col.1)		(Col. 2)	(Col. 3)	SMALL ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee
Total	8	Minus	20	= 0	x \$25 =	\$0
Indep.	3	Minus	3	= 0	x \$100 =	\$0
First Presentation of Multiple Dependent Claim					+ \$180 =	\$0
Total					Addit. Fee	\$0

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3,
 - ** If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".
 - *** If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".
- The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

No additional fee for claims is required.

Very respectfully,



SIGNATURE OF PRACTITIONER

Reg. No. 28,761
Tel. No.: (813) 925-8505

Ronald E. Smith
Smith & Hopen, P.A.
180 Pine Avenue North
Oldsmar, FL 34677
Attorneys for Applicant

(Amendment Transmittal—page 2)

AUG 24 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/708,266 Confirmation No.: 2265
Applicant: : Mark E. Kirby
Filed: : 02/20/2004
TC/A.U. : 1744
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Docket No. : 1051.10
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AMENDMENT A

Introductory Comments

Sir:

In response to the non-final Examiner's Action mailed 06/27/2006, having a shortened statutory period for response set to expire 09/27/2006, the above-identified patent application is amended a first time as follows:

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks begin on page 6 of this paper.